

April 2, 2013

MEMORANDUM FOR: Margaret Doane
General Counsel

FROM: Annette L. Vietti-Cook, Secretary **/RA/**

SUBJECT: STAFF REQUIREMENTS - AFFIRMATION SESSION, 9:25 A.M.,
TUESDAY, APRIL 2, 2013, COMMISSIONERS' CONFERENCE
ROOM, ONE WHITE FLINT NORTH, ROCKVILLE, MARYLAND
(OPEN TO PUBLIC ATTENDANCE)

I. SECY-13-0010 – Motion to Quash Subpoena Filed by The Shaw Group, Inc.

The Commission¹ approved a Memorandum and Order responding to a motion to quash a subpoena issued by the NRC Office of Investigations to The Shaw Group Inc. (Shaw). The Memorandum and Order denies Shaw's motion to quash.

(Subsequently, on April 2, 2013, the Secretary signed the Memorandum and Order.)

cc: Chairman Macfarlane
Commissioner Svinicki
Commissioner Apostolakis
Commissioner Magwood
Commissioner Ostendorff
EDO
CFO
OCAA
OCA
OIG
OPA
Office Directors, Regions, ACRS, ASLBP (via E-Mail)
PDR

¹ Section 201 of the Energy Reorganization Act, 42 U.S.C. Section 5841, provides that action of the Commission shall be determined by a "majority vote of the members present." Commissioner Magwood was not present when this item was affirmed. Accordingly the formal vote of the Commission was 4-0 in favor of the decision. Commissioner Magwood, however, had previously indicated that he would approve this paper and had he been present he would have affirmed his prior vote.